

(1) First and Final Account and Report of Personal Representative and (2) Waiver of Commissions and (3) Petition for Settlement and (4) for Allowance of Ordinary and Extraordinary Attorney's Fees, Costs Reimbursements and (5) for Final Distribution

DOD: 5-4-07		<p>JOHN G. LEBLANC, Executor with full IAEA without bond, is Petitioner.</p> <p>Account period: 5-4-07 through 12-31-12</p> <p>Accounting: \$68,500.00 Beginning POH: \$55,000.00 Ending POH: \$9,679.27 (Cash)</p> <p>Executor (Statutory): Waived</p> <p>Executor (Reimbursement): \$3,240.00 (toward the \$9,616.90 that remains unreimbursed from the \$22,116.90 that the Executor expended on the residence during administration)</p> <p>Cynthia Clark (Reimbursement): \$300.00 (funeral expenses)</p> <p>Attorney: \$2,240.00 (Less than statutory)</p> <p>Attorney (Extraordinary): \$1,000.00 (for the sale of the real property)</p> <p>Costs: \$1,545.50 (filing, publication, certified letters, appraisals)</p> <p>Distribution pursuant to Decedent's will: John G. LeBlanc: \$338.45 Violetta M. LeBlanc: \$337.44 Billy W. LeBlanc: \$338.44 Cynthia L. Clark: \$338.44</p> <p>Any further property to be paid to Petitioner up to \$6,376.90 as reimbursement and thereafter to the four heirs equally.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Attorney Fanucchi requests \$1,000.00 for the sale of the real property pursuant to Local Rules; however, Local Rules authorize extraordinary fees in that amount without itemization to the the attorney only if the sale is court confirmed. This sale was not court confirmed. Therefore, need itemization for extraordinary fees pursuant to Local Rule 7.18, CRC 7.702-7.703.</p>	
<input type="checkbox"/>	Aff.Sub.Wit.			
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	UCCJEA			
	Citation			
	FTB Notice	N/A		

Atty Motzenbocker, Gary L., sole practitioner (for Petitioner William M. Shiba and Kris Shiba, Co-Conservators)

(1) Second Account Current and Third and Final Account and (3) Report and Request for Allowance of Fees to Co-Conservator and Attorney, for (3) Discharge of Co-Conservators on their Bond, and for (4) Delivery of Assets to Personal Representative (Prob. C. 2620 & 2640)

DOD: 7/4/2012		WILLIAM M. SHIBA and KRIS SHIBA , children and Co-Conservators of the Person and Estate, are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
			Page 11 is the related <i>Petition for Probate of Will and for Letters Testamentary</i> for the deceased Conservatee's estate.
Cont. from		Second Account period: 3/16/2011 - 7/4/2012	<ol style="list-style-type: none"> 1. Need original bank account statements as of the close of accounting period pursuant to Probate Code § 2620(c). 2. Proposed order finds in Paragraph 5 that the remaining property of the estate shall be delivered to the personal representative of the Estate of William Shiba. Since the appointment of a personal representative of the deceased Conservatee's estate is pending the hearing on 3/28/2013 (Page 11 of this calendar), proposed order should be revised to include the name of the actual personal representative appointed by the Court to receive distribution of the remaining conservatorship assets.
<input type="checkbox"/>	Aff.Sub.Wit.	Accounting - \$317,581.69	
<input checked="" type="checkbox"/>	Verified	Beginning POH - \$274,595.90	
<input type="checkbox"/>	Inventory	Ending POH - \$270,919.49	
<input type="checkbox"/>	PTC	Third Account period: 7/5/2012 - 8/20/2012	
<input type="checkbox"/>	Not.Cred.	Accounting - \$271,007.27	
<input checked="" type="checkbox"/>	Notice of Hrg	Beginning POH - \$270,919.49	
<input checked="" type="checkbox"/>	Aff.Mail	Ending POH - \$175,783.73 (\$57,083.73 is cash)	
<input type="checkbox"/>	Aff.Pub.	Co-Conservator - waives (William; Waiver of Compensation of Co-Conservator attached as Exhibit E.)	
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.	Co-Conservator - \$32,307.50 (Kris; per Declaration and itemization attached as Exhibit D; for 1,292.30 hours @ \$25.00/hour.)	
<input type="checkbox"/>	Conf. Screen		
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<input type="checkbox"/>	Objections	Attorney - \$1,416.65 (less than per Local Rule 7.16(B))	
<input type="checkbox"/>	Video Receipt		
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<input type="checkbox"/>	2620	Bond - \$200,000.00	
<input checked="" type="checkbox"/>	Order		
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Reviewed by: LEG

Reviewed on: 3/20/13

Updates:

Recommendation:

File 2 - Shiba

Petitioner prays for an order:

1. Approving allowing and setting the Second Account and Third and Final Account;
2. Authorizing the commission to Co-Conservator Kris Shiba and the Attorney fees;
3. Confirming the request of [Co-Conservator William Shiba] to waive [his] right to compensation for services rendered; and
4. Ordering the Co-Conservators to deliver the assets remaining in the conservatorship estate to the personal representative of the Estate of William Shiba; and
5. Discharging the Petitioners as Co-Conservators of the estate and relieving the surety on their bond after delivery of remaining assets of the conservatorship estate to the personal representative of the deceased Conservatee's estate and filing of receipts and an *Ex Parte Petition for Final Discharge and Order*.

NEEDS/PROBLEMS/COMMENTS, continued:Notes re Requests for Compensation:

- Both Co-Conservators waived any compensation they were entitled to under the *First Account and Report of Co-Conservators* that was approved by the Court on 6/30/2011. The instant request for **\$32,307.50** by Co-Conservator Kris Shiba covers the period from 3/20/2011 (the beginning of this account period) through 7/4/2012 (the date of Conservatee's death), and consists largely of itemizations for bedside attendance and assistance with care needs of the Conservatee, who was a bedridden though highly conscious "sub-acute care patient" with strictly maintenance needs, and Conservatee's family felt he required devoted time to a therapy regimen and to assisting with all of his basic needs that the extended-term care facility staff could not provide.
- Attorney Motsenbocker was approved **\$4,216.50** for attorney fees per *Order Settling the First Account and Report of Co-Conservators* filed 6/30/2011. Regarding the instant request of **\$1,416.65** for attorney fees, Paragraph 8 of the *Petition* contains compensation computation for attorney fees, indicating calculation pursuant to Local Rule 7.16(B)(4) allows **\$1,000.00** per year for each timely filed subsequent account. However, the Local Rule actually allows **\$1,250.00** per year effective 1/1/2012. Therefore, compensation may be computed per the Local Rule at **\$83.33** per month from 3/16/2011 to 12/31/2011 (10 months), and at **\$104.17** per month from 1/1/2012 to 8/20/2012 (7 months) for a total fee calculation of **\$1,562.49** pursuant to Local Rule 7.16(B)(4). Proposed order may be revised to include this re-calculated attorney fee.

Petition for Termination of Conservatorship

DOD: 10-12-12		KENNETH CHACON and SANDRA BOWMAN , Co-Conservators of the Person and Estate without bond, are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
		Letters issued on 5-18-12. No I&A was filed.	1. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on the office of the Veterans Administration per Probate Code §1461.5.
	Aff.Sub.Wit.	Petitioners state conservatorship of the person is no longer necessary as the Conservatee died on 10-12-12 and conservatorship of the estate is no longer necessary because the Conservatee had no estate.	2. Petitioners state conservatorship of the estate was only necessary for dissolution and there is no estate. However, no I&A was ever filed pursuant to Probate Code §2610 reflecting that there were no assets, and Petitioners state that the Conservatee did receive VA benefits.
✓	Verified		
	Inventory	Conservatorship of the estate was only necessary for the sole purpose of defending Conservatee's interest in a dissolution/nullity action against Frances Pena. Conservatee was receiving benefits through the VA.	The Court may require a first/final account pursuant to Probate Code §2620.
	PTC		
	Not.Cred.	Petitioners request conservatorship of the person and estate be terminated and other relief be granted that the court considers proper.	
✓	Notice of Hrg		
✓	Aff.Mail		
	Aff.Pub.		
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	FTB Notice		
			Reviewed by: skc
			Reviewed on: 3-19-13
			Updates:
			Recommendation:
			File 3 - Chacon

(1) Waiver of Accounting and Report of Administrator and (2) Petition for Its Settlement, (3) Waiver of Administrator's Commissions, Waiver of Attorney's Fees and for (4) Final Distribution (Prob. C. 10954 & 11640)

DOD: 2-29-12		SUZANNE TRUJILLO , Administrator with Full IAEA without bond, is Petitioner. Accounting is waived. I&A: \$50,300.00 POH: \$50,000.00 (real property only) Administrator (Statutory): Waived Attorney (Statutory): Waived Distribution pursuant to intestate succession and various assignments of interest filed: Suzanne Trujillo: A 50% undivided interest in the real property plus personal property pursuant to agreement Sophia Flores: a 50% undivided interest in the real property plus personal property pursuant to agreement	NEEDS/PROBLEMS/COMMENTS: 1. Need written consent of Sophia Flores to receive the real property in undivided interests pursuant to Local Rule 7.12.4.
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		Reviewed by: skc Reviewed on: 3-20-13 Updates: Recommendation: File 4 - Flores	

DOD: 10/07/12		WALTER LORENZ , father, is Petitioner, and requests appointment as Administrator without bond. Full IAEA – OK All heirs waive bond. Decedent died intestate. Residence: Clovis Publication: The Business Journal <u>Estimated Value of the Estate:</u> Real property - \$89,500.00 Probate Referee: STEVEN DIEBERT	NEEDS/PROBLEMS/COMMENTS: 1. Need Confidential Supplement to Duties & Liabilities (Form DE-147S). <u>Note: If the petition is granted status hearings will be set as follows:</u> • Friday, 08/30/13 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Friday, 05/30/14 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
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Reviewed by: JF

Reviewed on: 03/20/13

Updates: 03/21/13

Recommendation:

File 5 - Lorenz

Atty Hopper, Cindy J (for Isaac Youngclarke – Minor – Petitioner)

Atty Campbell, Catherine (for Jean Youngclarke –Mother)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Age: 17		TEMPORARY EXPIRES 03/28/2013		NEEDS/PROBLEMS/COMMENTS:	
		ISAAC YOUNGCLARKE , minor (age 17), is Petitioner and requests appointment of MARGARET CLARKE , Maternal Grandmother, as Guardian.		Minute Order of 03/07/2013: Ms. Campbell requests a continuance to allow the court investigator an opportunity to contact the mother. Ms. Hopper objects to the continuance. The temporary is extended to 03/28/2013. The Court directs Ms. Campbell to provide mother's contact information to the court investigator. The Court excuses Isaac Youngclarke's and Ms. Clarke's appearance for the next hearing.	
		Father: DAVIN YOUNGCLARKE (Deceased)			
		Mother: JEAN YOUNGCLARKE , personally served 1-9-13			
		Paternal Grandfather: Wayne Young, served by mail on 01/31/2013			
		Paternal Grandmother: Lana Young, served by mail on 01/31/2013			
		Maternal Grandfather: Vincent Clarke - Consent and Waiver of Notice filed 1-7-13			
		Maternal Grandmother: Margaret Clarke - Consent and Waiver of Notice filed 1-7-13			
		Petitioner states his mother told him in Oct. 2012 that he needed to move out of her house. He stayed with a friend and his mother for approx. one month. His mother came unexpectedly one evening with the sheriff and was convinced that his friend was "brainwashing" him and told the officer that he punches her in the face all the time. Petitioner states he has never hit his mother. The officer told the minor to gather his things and leave with his mother. However, his mother then dropped him off with another friend and his parents (his current address).			
		Petitioner states his father passed away approx. five years ago. His mother attempts to "push my buttons" and tells him that his dad was a horrible father. Petitioner states his mother believes there is something wrong with him and has taken him to five different counselors, each of whom has told her there is nothing wrong with him; that the problem lies with her.			
		Petitioner states he is a senior at Sierra High and will graduate in June 2013. He has been active in sports; however, has not been allowed to participate this year. When he was living with his mother, she would punish him for no apparent reason.			
		Please see additional page			
Cont. from 030713					
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	FTB Notice				
				Reviewed by: LV Reviewed on: 03/21/2013 Updates: 03/26/2013 Recommendation: File 6 - Youngclarke	

(Continued from previous page)

Petitioner states he has been in Arizona visiting his grandparents for the Christmas break. His mother has stated that when he returns she is taking him to a therapeutic clinic in Mexico. Petitioner does not want to go to Mexico. He does not speak Spanish and is concerned about violence there. He has no passport to return to the U.S., and won't be able to come home once he turns 18. He will graduate in six months. He wants to be able to enjoy his last days at school and not have to worry about where his mom will take him next.

Therefore, Petitioner is requesting that the Court grant his grandparents guardianship so that they can make decisions regarding his care.

Court Investigator Julie Negrete's report filed 02/28/2013.

Court Investigator Julie Negrete's Supplemental Report filed 03/26/2013.

Mediation Agreement filed on 01/23/2013.

Atty Kruthers, Heather H (for Administrator/Public Administrator)

Atty Krause Cota, Stephanie J (for Petitioner Debra Webster)

**Petition for Determination of Entitlement to Estate Distribution (PC 11700) and
Points and Authorities in Support of Same**

DOD: 12/11/12		<p>DEBRA WEBSTER, daughter, is petitioner.</p> <p>Petitioner states a dispute exists between the Public Administrator and the Debra as to whether Debra is an heir of the decedent.</p> <p>Petitioner alleges decedent died without a will. There is no known spouse of the decedent. Debra is the only child of the decedent.</p> <p>Debra is the biological child of the decedent. Debra lived with the decedent when she was an infant. Thereafter, Debra's natural mother divorced the decedent and remarried.</p> <p>Debra's natural mother's spouse adopted Debra.</p> <p>Probate Code §6451 provides an adoption does not sever the relationship of parent and child where the natural parent and adopted person lived together at any time as parent and child and the adoption was by the spouse of either natural parent.</p> <p>Wherefore, Petitioner requests that the court determine those who are entitled to distribution of the estate.</p> <p>Points and Authorities in Support of Petition.</p>	NEEDS/PROBLEMS/COMMENTS:
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Reviewed by: KT
Reviewed on: 3/20/13
Updates:
Recommendation:
File 7 - Dawson

DOD: 03/31/2010	JOSEPH WILLIAM MARTIN , surviving spouse is petitioner and requests appointment as Administrator without bond.		NEEDS/PROBLEMS/COMMENTS: The following issues still remain: 1. Need Affidavit of Publication in the correct newspaper pursuant to Local Rule 7.9A. Petitioner indicates residence was in Mendota therefore the correct publication should be either the Firebaugh Mendota Journal or the Mendota Times. Petitioner published in The Business Journal. Note: If the petition is granted status hearings will be set as follows: <ul style="list-style-type: none"> • Friday, 08/30/2013 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Friday, 05/30/2014 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
Cont. from 022513	Petitioner is sole heir and waives bond.		
<input type="checkbox"/> Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			
<input type="checkbox"/> Inventory	Full IAEA – o.k.		
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.	Decedent died intestate.		
<input checked="" type="checkbox"/> Notice of Hrg			
<input checked="" type="checkbox"/> Aff.Mail	w/	Residence: Mendota Publication: The Business Journal	
<input checked="" type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.	Estimated value of the Estate: Personal property - \$104,000.00		
<input type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters	Probate Referee: Steven Diebert		
<input checked="" type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
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<input type="checkbox"/> Status Rpt			
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<input type="checkbox"/> Citation			
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			Reviewed on: 03/21/2013
			Updates:
			Recommendation:
			File 8 – Martin

Atty Knudson, David N. (for Petitioner Mary Jo Cardoza)

Atty Teixeira, J. Stanley (for Objector Michele Cardoza)

Petition to Determine Succession to Real Property (Prob. C. 13151)

DOD: 2/24/12		MARY JO CARDOZA , daughter, is petitioner.	NEEDS/PROBLEMS/COMMENTS: Continued from 2/28/13. Minute order states the Court directs Ms. Cardoza [objector] to file something in writing that can be legally considered by the Court or have counsel present at the next hearing.
		40 days since DOD.	
		No other proceedings.	
		I & A - \$80,000.00	
Cont. from 022113, 022813		Will dated 1/14/12 devises decedent's ½ interest in real property to Mary Jo Cardoza.	
<input type="checkbox"/>	Aff.Sub.Wit.		
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<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Petitioner requests Court determination that Decedent's ½ interest in real property located in Selma California passes to her pursuant to Decedent's Will.</p> <p>Objections to Petition to Determine Succession filed by Michele Cardoza on 3/22/13. Objector states the real property identified in the petition (the Property) was and is subject to an agreement (the Agreement) between decedent, Emily Scharer and Mary Jo Cardoza, Joseph Cardoza, William Cardoza, Michael Cardoza and Objector.</p> <p>To understand the terms of the Agreement, reference is made to case no. 219958-6, the Estate of Mary Silva. Mary Silva died in 1977 and was the mother of Emily Scharer, and grandmother of Mary Jo Cardoza, Joseph Cardoza, William Cardoza, Michael Cardoza and Objector.</p> <p>The Last Will and Testament of Mary Silva devised her entire estate to her six grandchildren and made no provisions for her daughter, Emily Scharer.</p> <p>Included in her estate was an undivided ½ interest in the Property. During the course of the administration of the estate of Mary Silva, the Agreement was made between Emily Scharer, who held the other ½ interest in the Property, and the six grandchildren of Mary Silva, who were to receive Mary Silva's ½ interest in the Property.</p> <p>Please see additional page</p>	
		Reviewed by: KT Reviewed on: 3/20/13 Updates: 3/25/13 Recommendation: File 9 - Scharer	

The material terms of the Agreement were that Emily Sharer would receive all income/profit from the Property during her life and, in exchange for the grandchildren foregoing any interest in the income/profit during her life, she would, upon her death, give the exempted portion of the real property contained in the legal description of the Property to her children equally. Thus, upon the death of Emily Scharer, the farmland and the portion surrounding and containing the residence would be merged and the ownership of the parcels would be held equally by the six grandchildren of Mary Silva.

The Agreement was prepared and executed by the law offices of Shepard, Shepard and Janian, and resulted in a Grant Deed being recorded with the County Recorder on 6/13/1978, whereby Emily Scharer was given a life estate in the Property.

As also part of the Agreement, final distribution of the estate of Mary Silva was entered on 10/23/1978. The decree distributes the Property to the six grandchildren without reference to the Agreement and the previously recorded Grant Deed.

Objector states she contacted the law offices of Shepard, Shepard and Janian about obtaining a copy of the Agreement. Objector was told that Mary Jo Cardoza obtained Emily Scharer's file and the office did not keep a copy.

Of the six grandchildren of Mary Silva who might attest to the existence of the Agreement, Objector states she is the only one able and willing to step forward; Margaret died in 2004, William died in 2005, Joseph has dementia, Michael, for whatever reason, has aligned himself with Mary Jo, and the interests of Mary Jo.

Objector states that while she is unable to produce the written Agreement, the written documents available provide evidence that the parties to the Agreement acted and performed according to the terms of the Agreement, save for Emily Scharer completing her performance as required.

DOD: 12-25-12		MARY S. RODRIGUEZ , Daughter and named alternate Executor without bond, is Petitioner. (Named Executor predeceased the decedent) Full IAEA – <i>Need publication</i> Will dated 1-10-80 Residence: Fresno Publication: <i>Need publication</i> Estimated value of estate: Real property: \$64,500.00 Probate Referee: Rick Smith	NEEDS/PROBLEMS/COMMENTS: Note: If the petition is granted status hearings will be set as follows: • Friday, 08/30/13 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal • Friday, 05/30/14 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
✓	Aff.Sub.Wit.		
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✓	Order		
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	Citation		
	FTB Notice		
Reviewed by: skc			
Reviewed on: 3-20-13			
Updates: 3-21-13			
Recommendation: SUBMITTED			
File 10 - Rodriguez			

Atty Motsenbocker, Gary L., sole practitioner (for Petitioner William M. Shiba, son)

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 7/4/2012		WILLIAM MARTIN (MARTY) SHIBA , son and named Executor, is Petitioner and requests appointment without bond. <i>(All heirs have waived bond.)</i>	NEEDS/PROBLEMS/COMMENTS:
Cont. from			Note: Creditor's Claim of \$605,715.67 was filed 3/6/2013 by the Department of Health Care Services.
✓	Aff.Sub.Wit.	Full IAEA – O.K.	
✓	Verified		Note: If petition is granted, Court will set status hearings as follows:
	Inventory	Will Dated: 3/31/2006	
	PTC		<ul style="list-style-type: none"> Friday, August 30, 2013 at 9:00 a.m. in Dept. 303 for filing of inventory and appraisal; and
	Not.Cred.		
✓	Notice of Hrg	Residence: Fresno	<ul style="list-style-type: none"> Friday, May 30, 2014 at 9:00 a.m. in Dept. 303 for filing of first account and/or petition for final distribution.
✓	Aff.Mail	Publication: The Business Journal	
✓	Aff.Pub.		Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.
	Sp.Ntc.		
	Pers.Serv.		Reviewed by: LEG Reviewed on: 3/20/13 Updates: 3/21/13 Recommendation: SUBMITTED File 11 - Shiba
	Conf. Screen		
	Aff. Posting	Estimated value of the Estate:	
		Real property - \$107,500.00	
		Personal property - \$ 68,200.00	
		Annual income from PP - \$ 100.00	
✓	Duties/Supp	Total - \$175,800.00	
	Objections		
	Video Receipt	Probate Referee: Steven Diebert	
	CI Report		
	9202		
✓	Order		
✓	Letters		
	Status Rpt		
	UCCJEA		
	Citation		
✓	FTB Notice		

Petition for Probate of Will and for Letters Testamentary (Prob. C. 8002, 10450)

DOD: 1-2-13			MIYUKI LAPPEN , Sister and named Executor without bond, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Need proof of publication pursuant to §8120. <u>Note:</u> If the petition is granted status hearings will be set as follows: • Friday, 08/30/13 at 9:00a.m. in Dept. 303 for the filing of the inventory and appraisal <u>and</u> • Friday, 05/30/14 at 9:00a.m. in Dept. 303 for the filing of the first account and final distribution. Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.
			Full IAEA – <i>Need publication</i>	
			Will dated 12-10-12	
	Aff.Sub.Wit.	S/P	Residence: Fresno	
✓	Verified		Publication: <i>Need publication</i>	
	Inventory			
	PTC		Estimated value of estate:	
	Not.Cred.		Personal property: \$330,000.00	
✓	Notice of Hrg		Probate Referee: Rick Smith	
✓	Aff.Mail	W		
	Aff.Pub.	X		
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
✓	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
Reviewed by: skc				
Reviewed on: 3-20-13				
Updates:				
Recommendation:				
File 12 - Motoyoshi				

Age: 77 DOB: ???		<u>GENERAL HEARING 04/22/13</u>		NEEDS/PROBLEMS/COMMENTS:	
		HEATHER LEE AGUIRRE , daughter, is Petitioner and requests appointment as Temporary Conservator of the Estate with funds to be deposited into a blocked account.		Court Investigator advised rights on 03/18/13. 1. Need <i>Confidential Supplemental Information</i> (Form GC-312).	
Cont. from		Estimated Value of the Estate: Personal property - \$300,000.00			
	Aff.Sub.Wit.				
✓	Verified	Petitioner states that the proposed conservatee is currently serving a lifetime civil commitment at Coalinga State Prison and has been diagnosed with dementia. The proposed conservatee is due to inherit \$300,000.00 from his brother's estate. Due to his dementia diagnosis, the proposed conservatee is substantially unable to manage his financial resources. A conservatorship is necessary in order to receive the inheritance.			
	Inventory				
	PTC				
	Not.Cred.				
✓	Notice of Hrg				
✓	Aff.Mail				
	Aff.Pub.				
	Sp.Ntc.				
✓	Pers.Serv.				
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections	Court Investigator Jo Ann Morris filed a report on 03/18/13.			
	Video Receipt				
✓	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
	UCCJEA				
	Citation				
	FTB Notice				
				Reviewed by: JF	
				Reviewed on: 03/20/13	
				Updates: 03/21/13	
				Recommendation:	
				File 13 - MacMurray	

Atty Schlak, Dr. Lawrence W. (Pro Per – Guardian)

Atty Fearnside, William (for Carol Schmock, Paternal Grandmother)

Review Hearing Re: Establishing Guardianship in Missouri

Colin (age 2 yrs)		Dr. Lawrence W. Schlak , Maternal Grandfather, was appointed Guardian on 1-3-13. At hearing on 1-3-13, the Court set this status hearing for Dr. Schlak to establish guardianship in Missouri. Minute Order 1-3-13: The Court is informed that the parties have been working together to reach an agreement. The Court finds that it would be detrimental for the children to be with a parent. The Court further finds that it would be in the best interest of the children to be with the Petitioner, Dr. Lawrence Schlak. The petition is granted. The Court orders supervised visitation between father, Colin Schmock, Sr. and the children, primarily in Missouri as may be determined among the parties. Visitation to be supervised by the paternal grandmother Carol Schmock or other party deemed appropriate. Parties are ordered to work together with counsel to facilitate visitation. Dr. Lawrence Schlak agrees and is ordered to make a residence available in Missouri for visits. Supervised visits to remain in place unless and until other information requiring a change is brought to a court of competent jurisdiction. Dr. Lawrence Schlak is ordered to establish a guardianship in Missouri. Set on: 3/7/13 at 09:00a.m. in Dept 303 for: Review Hearing Re: Establishing Guardianship in Missouri. Petition is granted before Court Trial. Order signed. Declaration of Carol Schmock in Support of Request for Correction of Facts and for Visitation filed 3-20-13 states two incidents were reported to CPS in error, but neither CPS nor the Probate Investigator asked about the events, so she now wishes to explain. Details in declaration. Ms. Schmock further states there has been no communication from the guardian Lawrence Schlak and he says they are not allowed to talk to Genevieve [mother]. If this is so, how are they supposed to stay in touch with the children and visit them if he will not communicate with us? Ms. Schmock states they needed two forms of ID to get Kali insured on Colin's insurance, but Mr. Schlak did not respond to the email. Fortunately the mother was able to get them what they needed, otherwise Kali would not have insurance. There has to be communication. Ms. Schmock has no intention of walking away from her grandchildren.	NEEDS/PROBLEMS/COMMENTS: <u>Continued from 3-7-13</u> <u>Minute Order 3-7-13:</u> Matter continued to 3/28/13. The Court orders that copies of all documents filed in the state of Missouri regarding the establishment of a guardianship be submitted no later than 3/21/13. The Court directs that the parties be prepared at the next hearing to discuss the issue of visitation in Missouri. The Court authorizes Dr. Lawrence Schlak to appear via conference call. The Court directs that a copy of the minute order be sent to all the parties. Continued 3/28/13 at 9am in Dept 303 <u>As of 3-21-13, nothing further has been filed by the Guardian. The following issue remains:</u> 1. Need proof of establishing guardianship in Missouri pursuant to Minute Order 1-3-13 and Probate Code §2352(d).
Kali (6 months)			
Cont. from 030713			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt	X		
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: skc Reviewed on: 3-19-13 Updates: 3-21-13 Recommendation: File 14 - Schmock	

Age: 84		TEMP EXPIRES 3-28-13	NEEDS/PROBLEMS/COMMENTS:
		<p>STANLEY GREENBERG and CHERYL TAYLOR, Son and Daughter, are Petitioners and request appointment as Co-Conservators of the Person with medical consent powers and dementia medication and placement powers.</p> <p>Voting rights affected</p> <p>Capacity Declaration was filed 2-26-13. Capacity Declaration of <i>[doctor's name not legible]</i> supports the request for medical consent powers, but does not address dementia powers.</p> <p>Petitioners state their mother suffers from advanced Alzheimer's Disease and dementia. She resides at a care facility in Fresno. Petitioners are agents under a Power of Attorney dated 12-5-06 and an Advance Health Care Directive dated 12-5-06. Two of the conservatee's other three children, Michele Torres of Gilroy and Nadine Walker of Fresno, claim the care the Conservatee is receiving at her current placement, Serenity Living Care, Inc., is not satisfactory and have threatened to remove her to a residence or some other facility. Petitioners have been made aware from speaking with their mother and staff that while the proposed Conservatee shows an interest in knowing about her personal residence, if she is moved, she may become very confused and agitated. The Conservatee is the settlor of a living trust in which her assets are located. Petitioner Stanley Greenberg is the trustee. Petitioners do not believe any movement is in the proposed conservatee's best interest and request upon appointment to obtain authorization to keep her in a living arrangement suited for her condition.</p> <p>Court Investigator Jennifer Young filed a report on 3-19-13.</p>	<p>CONTINUED TO 5-23-13 per stipulation and order dated 3-25-13</p> <p><u>Court Investigator advised rights on 3-19-13</u></p> <p><u>Voting rights are affected - Need minute order.</u></p> <p>Note: Petitioners, relatives, and attorneys Bagdasarian (for Petitioners) and Sanoian (for the proposed Conservatee) met in mediation on 3-5-13. The parties reached agreement, in part, that conservatorship is in the proposed conservatee's best interest, but agree to mediate again on 4-29-13 at 8:45 in Sisk 446 and <u>request the Court continue this hearing to 5-23-13.</u></p> <p>Agreement is in the file for signature.</p> <ol style="list-style-type: none"> The name of the doctor who completed the Capacity Declaration filed 2-26-13 is not legible. <u>Need clarification.</u> <u>Need Dementia Attachment to Capacity Declaration GC-335A in support of dementia medication and placement powers.</u> Proposed order indicates at #6 that the proposed Conservatee is an adherent of a religion defined in Probate Code §2355(b). <u>Need clarification.</u>
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv.	W	
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input checked="" type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report	X	
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input checked="" type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Reviewed by: skc	
		Reviewed on: 3-20-13	
		Updates:	
		Recommendation:	
		File 15 - Greenberg	

Petition to Determine Succession to Real Property (Prob. C. 13151)

DOD: 12/2/2012		FRED MOORE , step-son and KENNETH NANCE , son, are petitioners. 40 days since DOD. No other proceedings. Will dated: 4/18/2004 devises the real property 40% to Kenneth Nance, 50% to Fred Moore and 10% extra to the Executor. I & A - \$80,000.00 Petitioners request Court determination that Decedent's 100% interest in real property pass to 40% to Kenneth Nance and 60% to Fred Moore.	NEEDS/PROBLEMS/COMMENTS: 1. Will devises the real property of the estate 40% to Kenneth Nance, 50% to Fred Moore and 10% extra to the executor. Will names Fred Moore as the executor and Kenneth Nance as the alternate executor. Petition passes the property as if Fred Moore (60%) is the executor however no executor has been appointed.
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail W/		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Reviewed by: KT
Reviewed on: 3/20/13
Updates:
Recommendation:
File 16 - Nance

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

Alexis age: 17		<p align="center"><u>GENERAL HEARING 5/9/13</u></p> <p>MERCEDES HERRERA, maternal grandmother, is petitioner.</p> <p>Father (Alexis): JESUS RAMIREZ</p> <p>Father (Bryan): NOT LISTED</p> <p>Mother: JESSICA VILLANUEVA</p> <p>Paternal grandparents (Alexis): Not listed. Paternal grandparents (Bryan): Not listed. Maternal grandfather: Max Villanueva</p> <p>Petitioner states she has raised the minors since they were born. Alexis got accepted to Fresno State and Petitioner needs to show proof of guardianship in order for her to qualify for financial aid.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service of the Notice of Hearing along with a copy of the temporary petition or Consent and Waiver of Notice or Declaration of Due Diligence on: <ol style="list-style-type: none"> a. Alexis Ramirez (minor) b. Jessica Villanueva (mother) c. Jesus Ramirez (Alexis's father) d. Bryan's father (not listed) 3. #4 of the Confidential Guardian Screening form was not answered. 4. #6 of the Confidential Guardian Screening form was answered "yes" without an explanation as required. 						
Bryan age: 10									
Cont. from									
<input type="checkbox"/>	Aff.Sub.Wit.								
<input checked="" type="checkbox"/>	Verified								
<input type="checkbox"/>	Inventory								
<input type="checkbox"/>	PTC								
<input type="checkbox"/>	Not.Cred.								
<input type="checkbox"/>	Notice of Hrg			X					
<input type="checkbox"/>	Aff.Mail								
<input type="checkbox"/>	Aff.Pub.								
<input type="checkbox"/>	Sp.Ntc.								
<input type="checkbox"/>	Pers.Serv.			X					
<input checked="" type="checkbox"/>	Conf. Screen								
<input checked="" type="checkbox"/>	Letters								
<input checked="" type="checkbox"/>	Duties/Supp								
<input type="checkbox"/>	Objections								
<input type="checkbox"/>	Video Receipt								
<input type="checkbox"/>	CI Report								
<input type="checkbox"/>	9202								
<input checked="" type="checkbox"/>	Order								
<input type="checkbox"/>	Aff. Posting								
<input type="checkbox"/>	Status Rpt								
<input checked="" type="checkbox"/>	UCCJEA								
<input type="checkbox"/>	Citation								
<input type="checkbox"/>	FTB Notice								
<table border="1"> <tr> <td>Reviewed by: KT</td> </tr> <tr> <td>Reviewed on: 3/20/13</td> </tr> <tr> <td>Updates:</td> </tr> <tr> <td>Recommendation:</td> </tr> <tr> <td>File 17 – Ramirez & Villanueva</td> </tr> </table>				Reviewed by: KT	Reviewed on: 3/20/13	Updates:	Recommendation:	File 17 – Ramirez & Villanueva	
Reviewed by: KT									
Reviewed on: 3/20/13									
Updates:									
Recommendation:									
File 17 – Ramirez & Villanueva									

Atty Gonzalez, Esperanza (pro per Guardian/paternal grandmother)

Atty Gonzalez, Belen (pro per Guardian/paternal step-grandfather)

Atty Arredondo, Maria (pro per Petitioner/maternal grandmother)

Petition for Appointment of Temporary Guardian of the Person (Prob. C. 2250)

Isaac age: 13	<p align="center">GENERAL HEARING 5/14/13</p> <p>MARIA ARREDONDO, maternal grandmother, is petitioner.</p> <p>ESPERANZA GONZALEZ and BELEN GONZALEZ, paternal grandparents, were appointed guardians on 3/5/2011.</p> <p>Father: ISAAC CERDA</p> <p>Mother: EUGENIA ARREDONDO</p> <p>Paternal grandfather: Not listed Maternal grandfather: Not listed.</p> <p>Petitioner states the children are in need of better caring. They usually look sick. Probably they suffer some kind of negligence. Source of negligence unknown.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued to 4/4/13 at the request of the Petitioner.</p> <p>Esperanza Gonzalez and Belen Gonzales, paternal grandparents, are the current guardians. Therefore, there is no vacancy.</p> <p>Note: A Petition for Termination has been filed by Petitioner Maria Arredondo and is set for hearing on 5/14/2013.</p> <ol style="list-style-type: none"> Need Notice of Hearing. Need proof of personal service of the Notice of Hearing along with a copy of the temporary petition or Consent and Waiver of Notice or Declaration of Due Diligence on: <ol style="list-style-type: none"> Esperanza Gonzalez (guardian/paternal grandmother) Belen Gonzalez (guardian/paternal grandfather) Isaac Cerda (father) Eugenia Arredondo (mother) Isaac Cerda, Jr. (minor) 	
Marcus age: 10			
Cont. from			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			X
Aff.Mail			X
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			
<p>Reviewed by: KT</p> <p>Reviewed on: 3/20/13</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 18 – Cerda & Aguirre</p>			

Age:	3 years	
Cont. from		
<input type="checkbox"/>	Aff.Sub.Wit.	
<input checked="" type="checkbox"/>	Verified	
<input type="checkbox"/>	Inventory	
<input type="checkbox"/>	PTC	
<input type="checkbox"/>	Not.Cred.	
<input checked="" type="checkbox"/>	Notice of Hrg	
<input checked="" type="checkbox"/>	Aff.Mail	W/
<input type="checkbox"/>	Aff.Pub.	
<input type="checkbox"/>	Sp.Ntc.	
<input type="checkbox"/>	Pers.Serv.	
<input type="checkbox"/>	Conf. Screen	
<input type="checkbox"/>	Letters	
<input type="checkbox"/>	Duties/Supp	
<input type="checkbox"/>	Objections	
<input type="checkbox"/>	Video Receipt	
<input type="checkbox"/>	CI Report	
<input type="checkbox"/>	9202	
<input type="checkbox"/>	Order	
<input type="checkbox"/>	Aff. Posting	
<input type="checkbox"/>	Status Rpt	
<input type="checkbox"/>	UCCJEA	
<input type="checkbox"/>	Citation	
<input type="checkbox"/>	FTB Notice	

GREGORY STEEN and **STEPHANIE STEEN**, guardians, are petitioners.

GREGORY STEEN and **STEPHANIE STEEN**, non-relatives, were appointed guardian on 2/6/2013.

Father: **JOSHUA RICHARDSON**

Mother: **TIFFANY RICHARDSON**

Paternal grandfather: Don Richardson
 Paternal grandmother: Sherry Richardson
 Maternal grandfather: Patrick Justesen
 Maternal grandmother: Robin Daves

Petitioners filed an Ex Parte Request for Modification of Visitation on 3/20/13.

Order on Ex Parte Request for Modification of Visitation was signed on 3/20/13. The Order states the court found good cause to suspend visitation with the father, Joshua Richardson, mother, Tiffany Richardson and paternal grandparents, Sherry Richardson and Don Richardson pending a hearing on the issue. The Court ordered Petitioner to serve a Notice of Hearing along with a copy of the Ex Parte Petition on interested parties at least five (5) court days prior to the hearing.

NEEDS/PROBLEMS/COMMENTS:

Court Investigator Jennifer Young to provide Court Investigator's Report.

Reviewed by: KT

Reviewed on: 3/25/13

Updates:

Recommendation:

File 19 - Richardson

Petition for Appointment of Temporary Guardian of the Person (Prob. C. 2250)

Twins age: 5 years		GENERAL HEARING 5/21/13	NEEDS/PROBLEMS/COMMENTS:
		LA SHONTE THOMAS , family friend, is petitioner.	1. Notice of Hearing in incomplete. It does not state what documents were filed and who has filed the documents.
Cont. from		Father: UNKNOWN	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	Mother: LISA YOUNG	2. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on:
<input type="checkbox"/>	Inventory	Paternal grandparents: Unknown	a. Unknown father
<input type="checkbox"/>	PTC	Maternal grandfather: Love Young	b. Lisa Young (mother) – served by mail on 3/25/13 (3 days prior to the hearing) Probate Code §2250 (e)(1) requires personal service, 5 court days prior to the hearing.
<input type="checkbox"/>	Not.Cred.	Maternal grandmother: Veronica Spicer	
<input type="checkbox"/>	Notice of Hrg	Petitioner states the mother has failed to maintain sobriety and a safe and stable home. There is also a need to obtain social security cards and to enroll the children in school.	3. Need UCCJEA
<input type="checkbox"/>	Aff.Mail		4. Need Duties of Guardian
<input type="checkbox"/>	Aff.Pub.		5. Confidential Guardian Screening form is incomplete. Petition answered yes to questions #3 and #14 without explaining.
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Reviewed by: KT

Reviewed on: 3/25/13

Updates: 3/26/13

Recommendation:

File 20 - McFadden